

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

AMERICAN AIRLINES, INC.,

§

Plaintiff,

§

v.

Civil Action No. 4:23-cv-00860-P

SKIPLAGGED, INC.,

§

Defendant.

§

**DEFENDANT SKIPLAGGED, INC.’S MOTION TO STRIKE AND EXCLUDE
PLAINTIFF AMERICAN AIRLINES, INC.’S EXPERT DARIN LEE**

Pursuant to Federal Rule of Evidence 702, Defendant Skiplagged, Inc. (“Skiplagged”) hereby files this Motion to Strike and Exclude Plaintiff American Airlines, Inc.’s (“AA”) Expert Darin Lee.

Skiplagged’s Motion is based upon its (1) Brief in Support; (2) Appendix; and (3) all pleadings and papers on file in this action. Pursuant to Local Rules 7.1(d), (h), (i) and 7.2, Skiplagged files its Brief in Support contemporaneously with this Motion.

Skiplagged asks this Court to strike the third opinion of Darin Lee entitled “reasons for prohibiting hidden city ticketing” because it is outside the scope of a proper rebuttal expert opinion.

For the reasons provided in Skiplagged’s Brief in Support of this Motion, Skiplagged request that this Court grant the Motion to Strike and Exclude Plaintiff’s Expert Darin Lee and award such other relief to which Skiplagged is entitled.

Dated: August 26, 2024

/s/ William L. Kirkman

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Attorneys for Defendant, Skiplagged, Inc.

CERTIFICATE OF CONFERENCE

I certify that I conferred with counsel for Plaintiff regarding the relief requested herein.

Counsel stated that Plaintiff is opposed.

/s/ William L. Kirkman
William L. Kirkman

CERTIFICATE OF SERVICE

On August 26, 2024, I electronically submitted the foregoing document with the clerk of the court of the U.S. District Court, Northern District of Texas, using the CM/ECF system which will send a notice of electronic filing to all counsel of record. I hereby certify that I have served all counsel of record electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

/s/Abigail R.S. Campbell
Abigail R.S. Campbell